

AMENDED IN ASSEMBLY MAY 6, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 827

Introduced by Assembly Member Yamada

February 26, 2009

An act to add Section ~~27389~~ 26158 to the Government Code, relating to records.

LEGISLATIVE COUNSEL'S DIGEST

AB 827, as amended, Yamada. Records.

Existing law requires the county recorder to charge and collect certain fees for the filing or recording of various property-related instruments, papers, or notices.

~~This bill would authorize the Board of Supervisors of Yolo County to charge an additional fee for the filing or recording of any property-related instrument, paper, or notice by the county recorder. The bill would require funds generated by the fee to be used for the sole purpose of maintaining and preserving the county's document storage system.~~

~~The bill would state the findings and declarations of the Legislature concerning the need for special legislation.~~

This bill would authorize a county board of supervisors to impose a fee, not to exceed \$3 for the first page and \$1 for any subsequent pages, for the archiving of historical county records, including, but not limited to, records pertaining to real property, local agency meetings and actions, roads and other public works, and other records of general public or historical interest, as specified.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 26158 is added to the Government Code,
2 to read:

3 26158. The board of supervisors may provide for the archiving
4 of historical county records, including, but not limited to, records
5 pertaining to real property, local agency meetings and actions,
6 roads and other public works, and other records of general public
7 or historical interest. For purposes of funding these activities, the
8 board of supervisors may adopt and impose a fee on the recording
9 of documents. This fee shall not exceed the estimated reasonable
10 cost of providing the services authorized by this section, and shall
11 not exceed three dollars (\$3) for the first page and one dollar (\$1)
12 for any subsequent pages.

13 SECTION 1. ~~Section 27389 is added to the Government Code,~~
14 to read:

15 ~~27389. Notwithstanding any other provision of law, the Board~~
16 ~~of Supervisors of Yolo County may charge an additional fee for~~
17 ~~the filing or recording of any property-related instrument, paper,~~
18 ~~or notice by the county recorder to be set at the level required to~~
19 ~~offset the cost to maintain and preserve the documents filed or~~
20 ~~recorded. The funds generated by this additional fee shall be used~~
21 ~~for the sole purpose of maintaining and preserving the county's~~
22 ~~document storage system.~~

23 ~~SEC. 2. The Legislature finds and declares that a special law~~
24 ~~is necessary and that a general law cannot be made applicable~~
25 ~~within the meaning of Section 16 of Article IV of the California~~
26 ~~Constitution because of unique circumstances pertaining to the~~
27 ~~costs of maintaining and preserving Yolo County's document~~
28 ~~storage system.~~